

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

WRIT PETITION NO : 16351 of 1994

Between:

Mohd. Sardar, S/o. Gaffar,
Employee in Singareni Collieries Company Limited, 21 Incline, Yellandu, Khammam
District.

..... PETITIONER

AND

Singareni Collieries Company Ltd., represented by its General Manager, (Projects) ,
Yellandu, Khammam District, A.P.,

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ or order or direction under Article 226 of the Constitution of India, particularly one in the nature of Writ of "CERTIORARI" quashing the order of the respondent herein passed in REF.No.YCP/27/1778, dated 07-9-1994 as unjust and illegal after calling for the records.

Counsel for the Petitioner: MR.PRATTIPATI VENKATESWARLU

**Counsel for the Respondent: MR.K.SRINIVASAMURTHY S.C. for
Singareni Collieries Company Ltd.,**

The Court made the following:

ORDER:

The order of dismissal passed by the General Manager of the Singareni Collieries Company Limited, is challenged in this case.

2. I find that the writ petition itself is not maintainable, as the petitioner has an effective and alternative remedy available to him to raise the dispute under the provisions of the Industrial Disputes Act.

3. Accordingly, the writ petition is dismissed. However, it is left open to the petitioner, to proceed against the said order, if he is so advised, in accordance with law.

G. BIKSHAPATHY, J

05-08-2004

Glv/Gj

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copies to

1. The General Manager, (Projects)
Singareni Collieries Company Ltd.,
Yellandu, Khammam District, A.P.,

2. Two C.D copies.